

Ordinance No. 9

Elk Grove Community Services District Parks and Recreation Park Regulations

Chapter 1

1.01 Definitions

- a. "District" means the Elk Grove Community Services District.
- b. "Administrator" means the Administrator of the Elk Grove Community Services District Department of Parks and Recreation or his/her authorized representative.
- c. "Department" means the Elk Grove Community Services District Department of Parks and Recreation.
- d. "Board of Directors" means the Board of Directors of the Elk Grove Community Services District.
- e. "Park/recreation facility" means any body of water, land, recreation area, park, trail, corridor, building, structure, system, equipment, machinery or other appurtenance owned, managed, controlled or operated by the Elk Grove Community Services District Department of Parks and Recreation. (Enacted July 6, 2004.)

1.05 Permit--Application Contents

- a. Whenever a permit is required by provisions in this ordinance, an application shall be filed with the Administrator, a minimum of two to eight weeks prior to the date, depending on the purpose of the permit, stating:
- b. The name and address of the applicant;
 - 1. The name and address (no post office boxes) of the person, group, organization or corporation sponsoring the activity;
 - 2. The nature of the proposed activity;
 - 3. The dates, hours, and park/recreation facility for which the permit is desired;
 - 4. An estimate of attendance; and
 - 5. Any other information which the Administrator, regarding public health, safety and welfare, finds reasonably necessary to a fair determination as to whether a permit should be issued.
- c. The Administrator, when considering a permit application, shall assess and evaluate the potential disturbances to other park/recreation facility users or the residents in the surrounding neighborhoods. In doing so, the Administrator shall consider the age of the participants, the hours of the activity, the type of activity proposed, the extent and type of advertising thereof, the condition of the premises, including access thereto and other similar and pertinent factors. The Administrator shall designate the minimum number and type of persons who shall be required to be present to enforce laws and regulations and maintain decorum and pedestrian and vehicular traffic control at or about the premises of the activity.
- d. The Administrator shall assess and evaluate such activity or the use of the requested park/recreation facility and, considering the nature of the activity or use, may determine whether or not it will create unusual wear and tear of District park/recreation facilities or accumulation of trash. Upon making such determination, the Administrator may impose conditions on the activity.
- e. The Administrator's decision shall be based upon the exercise of his/her discretion and in light of the above factors and shall be rendered to promote and protect the health, safety and welfare of the participants in the activity and the spectators who may be drawn thereto, and including the property involved, and the community at large. (Enacted July 6, 2004.)

1.06 Permit--Standards for Issuance

The Administrator shall issue a permit hereunder when he/she finds:

- a. That the proposed activity or use of the park/recreation facility will not unreasonably interfere with or detract from the general public enjoyment of the park/recreation facility;
- b. That the proposed activity or use will not unreasonably interfere with or detract from the promotion of public health, welfare, safety, and recreation;
- c. That all conditions including, where applicable, the payment of fees, approval of the Board of Directors, and insurance coverage, are met;
- d. That the proposed activity or use is not reasonably anticipated to incite violence, crime, or disorderly conduct;
- e. That the proposed activity or use will not entail unusual, extraordinary, or burdensome expense or security operation by the District; and
- f. That the park/recreation facilities desired have not been reserved for other use. (Enacted July 6, 2004.)

1.07 Violation of Regulations--Sanctions

- a. Unless otherwise stated in this ordinance, a violation of any of the provisions of this ordinance, or failure to comply with any of the regulatory requirements of this ordinance, is a misdemeanor subject to the procedures described in Section 19 of the California Penal Code.
- b. The Administrator shall have the authority to revoke a permit upon a finding of violation of any regulation contained in this ordinance or upon a finding of violation of other District or City regulation or law of this state.
- c. The Administrator shall have the authority to eject from any park facility any person acting in violation of regulations contained in this ordinance.
- d. The regulations contained herein shall not prohibit any person authorized by the Administrator from the normal exercise of requested, assigned, or contractual duties. (Enacted July 6, 2004.)

1.10 Penalties

- a. Every violation of this ordinance constituting a misdemeanor is punishable by a fine not exceeding \$1,000, imprisonment in the county jail not exceeding six months, or by both.
- b. Each person shall be guilty of a separate offense for each and every day during any portion of which any violation of any provision of this ordinance is committed, continued, or permitted by any such person, and shall be punished accordingly.
- c. Malicious injury or destruction of any real or personal property which constitutes vandalism under the provisions of Section 594 of the Penal Code of the State of California, shall be prosecuted as a violation of Penal Code Section 594 and shall be punishable as either a misdemeanor or a felony, as provided in Penal Code Section 594. Under Penal Code Section 594, if vandalism results in damage of \$400 or more, the vandalism may constitute a felony punishable by a fine of not more than \$10,000 or up to a year in state prison, or both.
- d. Individuals who are ordered by a court of competent jurisdiction to pay a fine for violation of this ordinance shall remit their fine payable to Elk Grove Community Services District. (Enacted July 6, 2004.)

1.15 Closure of Facilities

The Administrator shall have the authority to close any park/recreation facility or portion thereof and require the exit of all persons therein when he/she determines that conditions exist in said

facility or portion thereof, which present a hazard to the facility or to public safety. (Enacted July 6, 2004.)

1.20 Park, Recreation and Service Fees--Purpose

Section 61621.5 of the Government Code of the State of California provides that a Community Services District may charge for the use of its facilities and property or services provided in District parks or facilities so long as the charges are reasonable. The purpose of this Section and Sections 1.21, 1.22, 1.23, and 1.25 is to provide for reasonable park fees to be charged by the District for use of park facilities and property or services provided in District parks or facilities. (Enacted July 6, 2004.)

1.21 Park and Recreation Facility Use Fees--Establishment

By Board approval the District may charge fees for park use and use of various facilities or services at one or more of the District parks or recreation facilities, and add to, subtract from, increase or decrease such charges. (Enacted July 6, 2004.)

1.22 Park, Recreation and Service Fees--Criteria

User fees for District park/recreation facilities and services within District boundaries established pursuant to this ordinance shall comply with the following criteria:

- a. Park fees on a per person or per vehicle basis, or both, may be charged in amounts that are reasonable as determined by the District's Board of Directors.
- b. User fees for facilities and services within District park/recreation facilities shall be charged in amounts that are reasonable as determined by the District's Board of Directors. Examples of the types of facilities and services for which fees may be charged include, but are not limited to, the following: parking; swimming; reservation of buildings and other facilities for exclusive use; participation in organized athletic and other programs of recreation. (Enacted July 6, 2004.)

1.23 Schedule of Fees

The schedule of fees may be established by Board approval and shall be applicable to the indicated District park/recreation facilities during the hours of operation of those parks and facilities. The Administrator shall determine the hours of operation of District park/recreation facilities based on the following criteria:

- a. Weather conditions;
- b. Seasonal recreation activities scheduled or expected to occur at the park/recreation facilities;
- c. Nature or extent of public use of the park/recreation facilities;
- d. Cost effectiveness of operation of the park/recreation facilities. (Enacted July 6, 2004.)

1.25 Violations

- a. It is unlawful for any person to enter or remain in any park/recreation facility without having paid the required fee.
- b. Whenever the Administrator determines that parking or standing of vehicles in a District park/recreation facility would be disruptive to park users or create dangerous conditions, then the Administrator shall provide for the erection and posting of signs indicating that the parking or standing of vehicles is prohibited, limited or restricted. It is unlawful for any person to park a vehicle or allow a vehicle to stand in a District park/recreation facility contrary to the prohibitions of any sign authorized by this Chapter. (Enacted July 6, 2004.)

1.30 Failure to Obtain Required Permit

No person shall use, occupy, or otherwise remain in any District park/recreation facility or portion thereof for which a permit is required without first having obtained such permit. (Enacted July 6, 2004.)

1.31 Priority of Use

Any person using a District park/recreation facility or portion thereof which may be reserved by obtaining a permit, but who has not obtained such a permit, shall vacate said area when holders of a valid permit present themselves. (Enacted July 6, 2004.)

1.32 Exhibiting Permit

No person shall fail to produce and exhibit a permit he/she claims to have upon request of any District employee or any peace officer who desires to inspect said permit for the purpose of enforcing compliance with any regulations in this ordinance. (Enacted July 6, 2004.)

1.35 Selling and Advertising

- a. Within the boundaries of any District park/recreation facility, no person shall sell, vend, peddle, expose, offer for sale, or distribute after sale to the public, any merchandise, service, or property, or sell tickets for any event, nor shall any person distribute, circulate, give away, throw, or deposit in or on any park/recreation facility any handbills, circulars, pamphlets, papers, or advertisements, which material calls the public attention in any way to any article or service for sale or hire, nor within any park/recreation facility shall any person solicit or collect donations of money or other goods from the public, without express approval of the Administrator for such activity within the specific park/recreation facility.
- b. The Administrator may approve requests unless, in the discretion of the Administrator, the request is an unusual one, which should be submitted to the Board of Directors for approval. (Enacted July 6, 2004.)

1.40 Restrooms and Washrooms

- a. Male persons shall not enter any District restroom or washroom set apart for females, and female persons shall not enter any District restroom or washroom set apart for males, except this shall not apply to children under the age of eight years who are accompanied by a person who is of the sex designated for that facility and who has reason to be responsible for that child. A violation of the provisions of this section is a misdemeanor.
- b. No person shall deposit, by means of urination or defecation, any human waste material in any park/recreation facility other than in public toilet or restroom designed to receive waste material. (Enacted July 6, 2004.)

1.45 Water Pollution

While within the boundaries of any District park/recreation facility, no person shall throw, discharge, or otherwise place or cause to be placed in the waters of any fountain, pool, pond, lake, or other body of water or in any tributary, stream, or drain flowing into such waters, any substance, matter, or thing, liquid or solid, including, but without limitation to, particles or objects made of paper, metal, glass, garbage, rubbish, rubber, fuel, food matter, wood, fiber, and plastics. (Enacted July 6, 2004.)

1.46 Refuse

No person shall dump, deposit, or release any bottles, broken glass, ashes, paper, boxes, cans, dirt, rubbish, waste, garbage, refuse, or trash in or on any District park/recreation facility, except that refuse which is incidental to the use of the facility may be deposited in the receptacles provided thereof. For purposes of this section, an incinerator, stove, fire ring, barbecue, or other device used to contain fires or for cooking is not a proper receptacle for refuse or other waste material. (Enacted July 6, 2004.)

1.50 Smoking

No person shall smoke any substance in any area designated as a nature trail, nature area or within 25 feet of a children's playground or tot lot sandbox area or in or on any District park/recreation facility where smoking is prohibited. (Enacted July 6, 2004.)

1.51 Consumption of Alcoholic Beverages

- a. No person shall possess any can, bottle or other receptacle containing any alcoholic beverage which has been opened, or a seal broken, or the contents of which has been partially removed, in any area designated as a nature trail, nature area or on or within any District park/recreation facility which has been posted with signs prohibiting such possession except at events in which alcohol has been allowed by a permit from the Administrator. The Board of Directors may designate, or authorize the Administrator to designate, the park/recreation or park facilities to be posted.
- b. It shall be unlawful for any person under twenty-one (21) years of age to be in possession of an alcoholic beverage while such person is in or upon any park/recreation facility. Violation of the provisions of this section shall constitute a misdemeanor and shall be punishable pursuant to the provisions of Government Code Section 25132. (Enacted July 6, 2004.)

1.55 Fires

- a. No person shall ignite, maintain, or use any fire in any place within any park/recreation facility except in a barbecue cooker or other cooking device authorized by the Administrator for that purpose.
- b. No person shall ignite or maintain a fire of materials deposited in any can, box, trench, pit, or other receptacle maintained for the purpose of garbage disposal or incineration within a District park/recreation facility. (Enacted July 6, 2004.)

1.56 Fireworks

No person shall possess or ignite in any manner any firecracker or fireworks, including any article for the making of a pyrotechnic display. Nothing contained in this section, however, shall prohibit any discharge or display of fireworks defined and classified as "safe and sane fireworks" as defined by Sections 12505, 12508, and 12529 of the California Health and Safety Code at any public gathering or patriotic celebration provided a permit for such discharge or display has been obtained from the Administrator and a fire permit has been obtained from the Elk Grove Fire Department. (Enacted July 6, 2004.)

1.57 Firearms, Air Guns, and Other Weapons

No person other than peace officers in the discharge of their duties shall use, maintain, possess, fire, or discharge any firearm, air gun, spring gun, bow and arrow, slingshot, or any other weapon

potentially dangerous to wildlife or human safety, except in areas, at times, and under conditions designated by the Administrator for such use. A violation of the provisions of this section is a misdemeanor. (Enacted July 6, 2004.)

1.60 Animals

No person shall:

- a. Hunt, molest, harm, provide a noxious substance to, frighten, kill, trap, chase, tease, shoot, or throw missiles at any animal within the boundaries of any park/recreation facility, nor remove nor have in his possession the young, eggs, or nest of any such creature;
- b. Abandon any animal, dead or alive, within any park/recreation facility;
- c. Remove any animal not his own within any park/recreation facility; exception is made to the foregoing in that in proper season, fish may be fished and removed from areas designated for fishing by licensed persons.
- d. Bring into, maintain or allow in or upon any park/recreation facility any dog, cat, or other animal except a horse, unless such animal at all times is kept on a leash of sufficient strength and durability that it cannot be broken by the animal so leashed, and no longer than six feet in length, and be under the full and complete physical control of its owner or custodian at all times. The Administrator may designate areas and times within which persons may show, demonstrate, or train unleashed animals but under full control of their owners or custodians.
- e. Permit cattle, sheep, goats, horses, or other animals owned by him/her or in his/her possession to graze within the boundaries of any park facility without express approval of the Board of Directors.
- f. Ride a horse, pony, mule, burro, or any other animal upon, over or across any park/recreation facility, except at times and upon roads or trails designated for the riding of such animals;
- g. Permit any animal owned by him/her, or in his/her possession, to be brought into or remain upon the premises of any park/recreation facility, if the Administrator has given oral or written notice to remove that animal from such premises. The Administrator may give such notice if such animal is known to the Administrator to at any time have caused any injury or damage to any person, other animal or property of another while upon the premises of any park/recreation facility;
- h. Permit or suffer any animal owned by him/her, or in his/her possession, custody, or control, to defecate upon park/recreation facility property without immediately removing such animal feces, placing said feces in a sealed bag or other sealed container, and placing such bag or container with feces in a proper refuse receptacle. Persons with horses in their possession, custody, or control, at times and upon roads or trails designated for the riding of such animal, and, unsighted persons while relying on a guide dog, are exempt from the provisions of this subsection;
- i. A violation of any of the provisions of this section shall be punishable as a misdemeanor. (Enacted July 6, 2004.)

1.65 Real Property--Appropriation or Encumbrance

No person shall deposit any earth, sand, rock, stone, or other substance within any park/recreation facility, nor shall he dig or remove any such material from within any park/recreation facility, nor shall he erect or attempt to erect any building, wharf, or structure of any kind by driving or setting up posts or piles, nor in any manner appropriate or encumber any portion of the real property owned, operated, controlled, or managed by the District without a permit from the Administrator. (Enacted July 6, 2004.)

1.66 Property--Use Of

No person shall:

- a. Dig up, pick, remove, mutilate, injure, cut, or destroy any turf, tree, plant, shrub, bloom, flower, artifact, or archeological site, or any portion thereof;
- b. Cut, break, injure, deface, or disturb any building, sign, fence, bench, structure, apparatus, equipment, or property, or any portion thereof, or
- c. Without a permit from the Administrator, make or place on any tree, plant, shrub, bloom, flower, building, sign, fence, bench, structure, apparatus, equipment, or property, or any portion thereof, any rope, wire, mark, writing, printing, sign, card, display, or similar inscription or device. (Enacted July 6, 2004.)

1.70 Locks and Keys

No person other than one acting under the direction of the Administrator shall duplicate or cause to be duplicated a key used by the District for a padlock or door lock of any type or description, nor shall any person divulge the combination of any lock so equipped to any unauthorized person. (Enacted July 6, 2004.)

1.75 Motorized Vehicles

- a. While within the boundaries of any park/recreation facility, no person shall drive or operate any automobile, motorcycle, motor scooter, motorized skateboard, pocket bike, trail bike, dune buggy, truck, or other motorized vehicle on roads or trails other than those designated for that purpose without a permit from the Administrator.
- b. While within the boundaries of any park/recreation facility, no person shall drive any automobile, motorcycle, motor scooter, truck, or other motorized conveyance, except an authorized emergency vehicle, at a rate of speed exceeding twenty-five miles per hour, except as may be otherwise posted by the Administrator, or in any case at speeds exceeding safe conditions dictated by prevailing circumstances.
- c. No person shall operate any automobile or other motorized vehicle within the boundaries of any park/recreation facility unless such vehicle is currently licensed, except unlicensed vehicles may be operated in areas designated for such use by District employees and in accordance with the rules established for such areas.
- d. No person shall park any automobile or other motorized vehicle within any park/recreation facility except in areas specifically designated as parking areas. In no case shall any person park a motorized vehicle in a manner that presents a hazard to the public.
- e. No person shall park or otherwise allow automobiles and other conveyances to remain within the boundaries of any park/recreation facility during the hours the facility is closed without a permit from the Administrator.
- f. No person shall abandon any motorized vehicle within the boundaries of a park/recreation facility.
- g. No person shall wash or repair any automobile or other motorized vehicle within the boundaries of any park/recreation facility.
- h. All motorized vehicles within the boundaries of any park/recreation facility shall be equipped with a properly installed muffler device which is in constant operation and which prevents excessive or unusual noise. No such muffler device or exhaust system shall be equipped with a cutout, bypass, or similar device. (Enacted July 6, 2004.)

1.80 Bicycle/Pedestrian Trails and Bicycles

Within the boundaries of any park facility no person shall:

- a. Operate any motorized vehicle, including, without limitation, motorcycles, trail bikes, motorized scooters, motorized skateboards, pocket bikes or motorized bicycles upon any bicycle trail except at street, driveway or access road intersections for the purpose of crossing a bicycle trail, without a permit from the Administrator;
- b. Hold any competitive event on any bicycle trail without a permit from the Administrator;
- c. Leave a bicycle in any place or position where other persons may trip over or be injured by it;
- d. Ride a bicycle on a designated off-street bicycle trail in excess of fifteen miles per hour, except for permitted competitive events; or in a manner which is unsafe or which may be injurious to the rider or other persons except for permitted competitive events.
- e. Ride a bicycle upon any unpaved road, trail or area, except on authorized fire roads, service roads or paths designated for bicycle use. (Enacted July 6, 2004.)

1.85 Prohibition of Skates/Skateboards in Park/Recreation Facilities

Except in such areas specifically designated for the use of such devices, no person shall ride upon a skateboard, roller skates, in-line skates, roller skis, or similar device within the boundaries of any park/recreation facility where the use of such devices has been prohibited by the posting of a sign or signs prohibiting such activity in locations which give users of the park/recreation facilities adequate notice and which clearly state the areas or locations of prohibition. (Enacted July 6, 2004.)

1.90 Hours of Use

The Administrator is authorized to promulgate reasonable opening and closing hours for park/recreation facilities. No person shall enter, remain in, or camp in or on any park/recreation facility during the hours or any part of the hours said facility is closed without a permit from the Administrator. (Enacted July 6, 2004.)

1.95 Games

The playing of rough or comparatively dangerous games such as football, baseball, horseshoes, soccer or of any games involving thrown, hit, or otherwise propelled objects such as golf balls, balls of other description, stones, arrows, javelins, or model airplanes is prohibited except in fields, courts, or areas specifically provided thereof or, with express permission of the Administrator, in areas compatible to said use. Persons desiring to use a park/recreation facility for the specific purpose for which the facility was established shall have priority of use over persons using said facility for another nonproscribed purpose. (Enacted July 6, 2004.)

1.100 Swimming

No person shall swim, bathe, or wade in any water or waterways within any park/recreation facility when such activity is prohibited and so posted by the Administrator upon his/her finding that use of the water would be dangerous to the user, incompatible with the function of the facility, or inimical to public health. (Enacted July 6, 2004.)

1.101 Boats

Public boating shall not be allowed within any District park/recreation facility including but not limited to Elk Grove Regional Park Lake, Camden Lake and Laguna Creek and its tributaries without a permit from the Administrator. (Enacted July 6, 2004.)

1.105 Regulations

The Administrator may establish and post regulations governing the use of park/recreation facilities, which are not inconsistent with regulations contained in this chapter and which promote public health and safety and the preservation of property. (Enacted July 6, 2004.)

1.110 Sound Amplification Equipment

- a. Within any park/recreation facility the volume on the sound amplification equipment must be kept at level that will not disturb other park/recreation facility users or the residents in the surrounding neighborhoods.
- b. Within any park/recreation facility no amplified outdoor music will be permitted past 7:00 p.m. except for community wide special events sponsored by the District.
- c. Within any park/recreation facility, no person shall use sound amplification equipment in excess of the adopted noise levels without a permit from the Administrator. The Administrator, when considering a permit application, shall assess and evaluate the potential disturbances to other park/recreation facility users or the residents in the surrounding neighborhoods. In doing so, the Administrator shall consider, the time frame of the activity, the type of activity proposed, the adjacent activities within the park/recreation facility, the proximity of the activity to residential neighborhoods and businesses, and other similar and pertinent factors.
- d. Upon assessing and evaluating the activity, the Administrator may impose conditions on the activity or may deny a permit.
- e. The Administrator's decision shall be based upon the exercise of his/her discretion and in light of the above factors and shall be rendered to promote and protect the health, safety and welfare of the participants in the activity and the spectators who may be drawn thereto, and including the property involved, and the community at large. (Enacted July 6, 2004.)

1.115 Severability

If any section, subsection, sentence, clause, phrase or portion of these regulations is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof. (Enacted July 6, 2004.)

1.120 Glass Beverage Containers—Prohibition

No person shall possess any cup, tumbler, bottle, jar or other container made of glass and used for carrying or containing any liquid for drinking purposes within any park/recreation facility except in locations where such containers are permitted under the terms of a lease, operating agreement or permit. The Board of Directors may by resolution designate, or authorize the Administrator to designate, the park/recreation facilities to be posted. (July 6, 2004.)

1.125 Concessions

- a. The sale of goods and services, including, but not limited to, food products, apparel, instructional lessons, and entertainment by natural persons or entities for commercial gain potentially adversely and seriously impacts the use of park/recreation facilities for use by the public for recreational purposes. Any such sales must be regulated through the use of concession contracts to insure that the goods and services marketed will promote the beneficial use of park/recreation facilities for recreational purposes.
- b. It shall be unlawful for any person or entity to enter on and use park/recreation facilities owned by the District for the purpose of selling goods or services for commercial gain without having first applied for and obtained from the Board of Directors a concession contract authorizing the sales and otherwise regulating the time, place, and manner of such sales. The violation of this subsection shall be punishable as a misdemeanor as provided in Section 1.07 of this ordinance.
- c. The provisions of this section shall not be deemed to apply to the sale or distribution of newspapers, books, pamphlets, or other activity constituting protected speech under the First Amendment of the United States Constitution or comparable protections under the California Constitution. (Enacted July 6, 2004.)

1.130 Public Nuisance

Any violation of the provisions of this ordinance constitutes a public nuisance. (Enacted July 6, 2004.)

1.131 Authority to Arrest and Cite

The Administrator authorizes local law enforcement to make arrests and issue citations for misdemeanor and infraction violations of California law, City of Elk Grove codes and ordinances, or District park regulations when the violation is committed within a District park/recreation facility. (Enacted July 6, 2004.)

1.132 Parking Regulations Enforcement

The Administrator authorizes local law enforcement and fire agencies to enforce City of Elk Grove parking codes and to make arrests and issue citations for violation of such parking codes when the violation is committed within a District park/recreation facility. (Enacted July 6, 2004.)

1.135 Non-strap Skateboard and In-line Skate Park

- a. All persons using the District skate park must wear a helmet, elbow pads and kneepads. Violators of this rule will be cited and asked to leave. Helmets must have a chin strap, which must be fastened at all times.
- b. While skating, smaller and/or younger skaters must always be given the right of way by larger and/or older skaters.
- c. The skate park is for use with skateboards and skates only. Bicycles, scooters, and motorized vehicles, including but not limited to, motorized scooters and pocket bikes are prohibited.
- d. Strap on skateboards and mini toy skateboards are prohibited.
- e. Structures, obstacles or other materials (ramps, jumps, etc.) may not be brought into the skate park.
- f. Persons teaching or coaching skaters must wear a protective helmet, elbow pads, and kneepads if they are within the skate park.
- g. Spectators are not allowed on the skating surface, except for persons teaching or coaching skaters.

- h. Skating is only permitted during posted hours of operation.
- i. Food and beverages are prohibited in the skate park.
- j. Glass containers are prohibited in the skate park.
- k. Alcohol and tobacco are prohibited in the skate park.
- l. No person shall cause graffiti, tagging or the placement of stickers or decals on any skate park facilities.
- m. The skate park will be closed when the surface is wet or when other dangerous conditions exist as determined by the Administrator.
- n. Animals are not allowed in the skate park.
- o. Amplified music is prohibited in the skate park unless the Administrator has issued a permit.
- p. The District does not assume any responsibility for injuries at the skate park. A disclaimer shall be posted at the skate park, which shall state: "SKATEBOARDING AND SKATING MAY CONSTITUTE HAZARDOUS RECREATIONAL ACTIVITIES PURSUANT TO GOVERNMENT CODE SECTION 831.7(b). USE OF THIS FACILITY MAY RESULT IN SERIOUS BODILY INJURY, DISABILITY, OR EVEN DEATH. ELK GROVE COMMUNITY SERVICE DISTRICT DOES NOT ASSUME ANY RESPONSIBILITY FOR INJURIES. USE AT YOUR OWN RISK."
- q. Children under the age of 14 are required to provide an express waiver signed by their parent or legal guardian to the front office inside the community center prior to entering the facility.

1.140 Tennis Courts

- a. It is unlawful for any person upon any District tennis court to engage in any activity other than tennis, including, but not limited to, rollerskating, skateboarding, or riding upon a skateboard, bicycle unicycle, motorized skateboard, pocket bike or motor scooter without a permit from the Administrator.
- b. The Administrator may authorize by sign or by permit the use of a District tennis court for an activity other than tennis, if, in his/her opinion, such activity will not interfere with organized District recreation programs, risk damage to the tennis courts or cause annoyance or disturbance to the surrounding neighborhood. (Enacted July 6, 2004.)

1.145 Dog Parks

- a. All dogs using a District dog park must be licensed and current on all vaccinations.
- b. Dogs must be leashed when entering and leaving a District dog park.
- c. Dogs that are aggressive, in heat, unruly, ill or under four (4) months are not permitted in a District dog park.
- d. No owner can have more than three (3) dogs under his/her supervision in a District dog park. (Enacted July 6, 2004.)

1.150 Placement of Signs on District Property

Placement of signs, other than those posted by the District, is not allowed on District-owned property. (Enacted July 6, 2004.)

1.160 Possession of Aerosol Spray Paint Cans by Minors Prohibited

- a. Any minor person under the age of eighteen (18) is prohibited to have in their possession any aerosol spray can containing any substance commonly known as paint, while in a District park/recreation facility, whether such minor is or is not in any automobile, vehicle or other conveyance.

- b. This section shall not apply if such minor is in possession of an aerosol spray can in order to perform a task as directed by the minor's parent, guardian, instructor or employer, and if that task would not be a violation of this ordinance if conducted by an adult. (Enacted July 6, 2004.)